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**ORDINANCE NO. 49-933**

**AN ORDINANCE AMENDING SECTION 3 OF ORDINANCE NO. 49-676 OF THE CITY OF WICHITA, KANSAS, AND REPEALING THE PRIOR VERSION OF SUCH SECTION.**

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**WHEREAS**, the City of Wichita, Kansas (the “City”) is a municipal corporation, duly created, organized and existing under the Constitution and laws of the State; and

**WHEREAS**, K.S.A. 12-685 *et seq.* (the “Act”) provides that the governing body of any city is authorized and empowered to designate and establish, by ordinance, as a main trafficway, any existing or proposed street, boulevard, avenue or part thereof, within such city, the primary function of which is, or shall be, the movement of through traffic between areas of concentrated activity within the city or between such areas within the city and traffic facilities outside the city performing the function of a major trafficway; and such designation by the governing body shall be final and conclusive; and

**WHEREAS**, by Ordinance No. 49-676 of the City of Wichita, Kansas, the City Council of the City (the “Governing Body”) established certain road segments as main trafficways in need of improvements in the form of design and construction of roadways as necessary for a major traffic facility, all as provided by and under the authority of the Act; and,

**WHEREAS**, Section 3 of Ordinance No. 49-676 estimated the cost of such improvements to be in the amount of \$700,000, and authorized bond financing based on such amount, but the Governing Body now finds it necessary and desirable to reduce the amount authorized for bond financing.

**THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, AS FOLLOWS:**

**Section 1.** Section 3 of Ordinance No. 49-676 of the City of Wichita, Kansas, is hereby amended to read as follows:

SECTION 3. The costs of the construction of the above described improvements is estimated to be **Three Hundred Thousand Dollars (\$300,000)** exclusive of the cost of interest on financing and administrative and financing costs, with the total paid by the City of Wichita. Said City cost, when ascertained, shall be borne by the City of Wichita at large by the issuance of General Obligation Bonds under the authority of K.S.A. 12-689. The Bonds may be issued to reimburse expenditures authorized by this ordinance and made on or after the date which was 60 days before the date of adoption of this ordinance, all pursuant to Treasury Regulation § 1.150-2.

**Section 2.** The prior version of Section 3 of Ordinance 49-676 is hereby repealed and replaced with the foregoing amended version set forth in Section 1 hereof, and Ordinance No. 49-676 shall remain in all other respects unaltered and in effect as originally adopted.

**Section 3. Effective Date.** This Ordinance shall take effect and be of force from and after its passage by the Governing Body and publication in the official City newspaper.

**PASSED** by the City Council of the City of Wichita, Kansas, on January 27, 2015.

(SEAL)

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Carl Brewer, Mayor

ATTEST:

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Karen Sublett, City Clerk

APPROVED AS TO FORM:

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Sharon L. Dickgrafe, Interim Director of  
Law and City Attorney